IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

WEDNESDAY, THE 11TH APRIL 2007 / 21ST CHAITHRA 1929

AS.No. 633 of 2001()

OS.651/1992 of ADDL.SUB COURT, IRINJALAKUDA

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APPELLANT/IST DEFENDANT:

PAULSON, S/O. KANICHAYI KOCHAPPU,
VYNTHALA DESOM,
KALLUR VADAKKUMMURI VILLAGE,
MUKUNDAPURAM TALUK, TRICHUR DISTRICT.

BY ADV. SRI.N.SUBRAMANIAM
ADV. SHRI M.S. NARAYANAN

RESPONDENTS/PLAINTIFF AND DEFENDANTS NOS.2 TO 7 & 9 AND 10:

1. THE SOUTH INDIAN BANK LTD.,
MELADUR P.O., CHALAKKUDY,
TRICHUR DISTRICT. (REGD. OFFICE TRISSUR)

2. KOCHUTHRESSIA, W/O. LATE KANICHAYI KOCHAPPU,
KANICHAYI HOUSE,
VYNTHALA DESOM,
KALLUR VADAKKUMMURI VILLAGE,
MUKUNDAPURAM TALUK, TRICHUR DISTRICT.

3. VALSA. D/O. LATE KOCHAPPU, W/O. PUTHOOKKARAN PAUL,
CHENGALLUR VILLAGE, P.O. CHENGALLUR,
MUKUNDAPURAM TALUK, TRICHUR DISTRICT.

4. LISSY, D/O. LATE KOCHAPPU, W/O. PARAVATTIYIL MANADAN
PALU, CHERAI DESOM, PALLIPPURAM VILLAGE,
P.O. PALLIPPURAM , MUKUNDAPURAM TALUK, TRICHUR DISTRICT.

5. GEORGE, S/O . LATE KOCHAPPU, KANICHAYI HOUSE,
VYNTHALA DESOM,
KALLUR VADAKKUMMURI VILLAGE, P.O. PALAYAMPARAMBU,
MUKUNDAPURAM TALUK, TRICHUR DISTRICT.

6. SALI, D/O. LATE KOCHAPPU, W/O. CHOVALLUR GEORGE,
MUSEUM ROAD, TRICHUR.

7. ANTHAPPAN , S/O. LATE KOCHAPPU, KANICHAYI HOUSE,
VYNTHALA DESOM,
KALLUR VADAKKUMMURI VILLAGE,
MUKUNDAPURAM TALUK, TRICHUR DISTRICT.

8. SHAINI, D/O. LATE KOCHAPPU, KANICHAYI HOUSE,
-DO- -DO-

9. MARTIN, S/O. LATE KOCHAPPU, KANICHAYI HOUSE,
-DO -DO-

R1 BY ADV. SHRI.K.PRABHAKARAN
R6 & R8 BY ADV. SHRI SAJI.

THIS APPEAL SUITS HAVING BEEN FINALLY HEARD ON 11/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P. NO. 1241 OF 2001 IN A.S.NO. 633 OF 2001

DISMISSED.

11.04.2007

SD/- KURIAN JOSEPH, JUDGE.
SD/- K.T. SANKARAN, JUDGE.

/true copy/

P.A. TO JUDGE

KURIAN JOSEPH & K.T. SANKARAN, JJ.

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I.A. No. 1354 of 2007 in A.S. No. 633 OF 2001

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Dated this the 11th April , 2007

O R D E R

Kurian Joseph, J:

Learned counsel for the appellants seeks permission to withdraw the appeal since the dispute between the parties have been settled between them out of court.

Accordingly, this application is allowed

KURIAN JOSEPH,
JUDGE.

K.T. SANKARAN,
JUDGE.

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KURIAN JOSEPH & K.T. SANKARAN, JJ.

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A.S. No. 633 OF 2001

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Dated this the 11th April , 2007

J U D G M E N T

Kurian Joseph, J:

In view of the order in I.A.No. 1354 of 2007, appeal is dismissed as withdrawn since the dispute between the parties have been settled out of court.

In view of the facts and circumstances stated in I.A. 1354 of 2007, it is made clear that the court fee payable in the appeal is only one half.

KURIAN JOSEPH,
JUDGE.

K.T. SANKARAN,
JUDGE.

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KURIAN JOSEPH &
K.T. SANKARAN, JJ.

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A.S. No. 633 of 2001.

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Dated this the 11th April 2007

J U D G M E N T